

By: Deshotel

H.B. No. 2930

A BILL TO BE ENTITLED

1 AN ACT

2 Relating to an age limitation on children engaged in the  
3 performance of duties related to a paper route.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. DEFINITIONS. Sec. 51.002, Labor Code, is  
6 amended as follows:

7 In this Chapter:

8 (1) "Child" means an individual under 18 years of age.

9 (2) "Commission" means the Texas Workforce Commission.

10 (3) "Delivery" means the distribution and maintenance of a  
11 paper route.

12 SECTION 2. GENERAL EXEMPTIONS. Sec. 51.003, Labor Code is  
13 amended to read as follows:

14 (a) This chapter does not apply to the employment of a  
15 child:

16 (1) employed in a:

17 (a) non-hazardous occupation;

18 (b) under the direct supervision of the child's  
19 parent or an adult having custody of the child; and

20 (c) in a business or enterprise owned or operated  
21 by the parent or custodian

22 (2) a child 11 years or older engaged in delivery of  
23 newspapers to the consumer;

24 (3) participating in a school-supervised and

1 school-administered work-study program approved by the commission;

2 (4) employed in agriculture during a period when the  
3 child is not legally required to be attending school;

4 (5) employed through a rehabilitation program  
5 supervised by a county judge; or

6 (6) engaged in non-hazardous casual employment that  
7 will not endanger the safety, health, or well-being of the child and  
8 to which the parent or adult having custody of the child has  
9 consented.

10 (b) In this section, "employment in agriculture" means  
11 engaged in producing crops or livestock and includes:

12 (1) cultivating and tilling the soil;

13 (2) producing, cultivating, growing and harvesting an  
14 agricultural or horticultural commodity;

15 (3) dairying; and

16 (4) raising livestock, bees, fur-bearing animals, or  
17 poultry.

18 (c) For the purposes of Subsection (A)(6), the commission by  
19 rule may define non-hazardous casual employment that that the  
20 commission determines is dangerous to the safety, health, or  
21 well-being of a child.

22 SECTION 3. EFFECTIVE DATE. This Act takes effect  
23 immediately if it receives a vote of two thirds of all the members  
24 elected to each house, as provided by Section 39, Article III, Texas  
25 Constitution. If this Act does not receive the vote necessary for  
26 immediate effect, this Act takes effect September 1, 2005.